

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
AT COLUMBUS**

GAREY E. LINDSAY, REGIONAL DIRECTOR
OF THE NINTH REGION OF THE NATIONAL LABOR
RELATIONS BOARD, FOR AND ON BEHALF OF THE
NATIONAL LABOR RELATIONS BOARD

Petitioner

v.

Civil No. 2:16-mc-26
Chief Judge Edmund A. Sargus, Jr.

AP GREEN INDUSTRIES, INC.

Respondent

**PETITIONER'S CLARIFICATION OF POSITION REGARDING RESPONDENT'S
MOTION FOR CONTINUANCE**

On March 22, 2016, Respondent filed with this Court its Motion for Continuance. Petitioner hereby clarifies that the tentative settlement that prompted the Motion is a non-Board settlement agreement between Respondent and the Union, and Petitioner is not a party to that settlement. Moreover, such tentative agreement is subject to approval, via vote, by the affected locked-out employees. As noted in Respondent's motion, Petitioner is agreeable to continuing the mediation and show cause hearing to a date between March 28 and April 1, 2016, in order to allow Respondent and the Union the additional time needed to finalize the settlement agreement and submit it to the locked out employees for approval. However, should the locked out employees reject the Employer's settlement offer, the need for injunctive relief will remain paramount. Consequently, and in the interest of avoiding undue delay, Petitioner opposes any continuance beyond April 1, 2016.

Dated at Cincinnati, Ohio this 22nd day of March 2016.

/s/ Zuzana Murarova

Zuzana Murarova, Trial Attorney #88431 (Ohio)

Counsel for Petitioner

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CERTIFICATE OF SERVICE

I hereby certify that on March 22, 2016, a true and correct copy of the foregoing Petitioner's Clarification of Position Regarding Respondent's Motion for Continuance has been served upon Respondent's counsel of record by the Court's ECF system.

/s/ Zuzana Murarova
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